



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB5946

by Rep. Silvana Tabares

SYNOPSIS AS INTRODUCED:

415 ILCS 155/10

Amends the Environmental Justice Act. Provides that the Commission on Environmental Justice shall review any state implementation plan to comply with the United States Environmental Protection Agency Clean Power Plan and provide comments to the Illinois Environmental Protection Agency before submittal to the United States Environmental Protection Agency for approval and the Illinois Environmental Protection Agency shall respond to the comments and make modifications to the plan in response. Makes changes to the membership of the Commission. Effective immediately.

LRB099 19778 MJP 44176 b

1 AN ACT concerning safety.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Environmental Justice Act is amended by
5 changing Section 10 as follows:

6 (415 ILCS 155/10)

7 Sec. 10. Commission on Environmental Justice.

8 (a) The Commission on Environmental Justice is established
9 and consists of the following 26 ~~20~~ voting members:

10 (1) 2 members of the Senate, one appointed by the
11 President of the Senate and the other by the Minority
12 Leader of the Senate, each to serve at the pleasure of the
13 appointing officer;

14 (2) 2 members of the House of Representatives, one
15 appointed by the Speaker of the House of Representatives
16 and the other by the Minority Leader of the House of
17 Representatives, each to serve at the pleasure of the
18 appointing officer;

19 (3) the following ex officio members: ~~the Director of~~
20 ~~Aging or his or her designee,~~ the Director of Commerce and
21 Economic Opportunity or his or her designee, the Director
22 of the Environmental Protection Agency or his or her
23 designee, the Director of Natural Resources or his or her

1 designee, the Director of Public Health or his or her
2 designee, ~~and~~ the Director of Transportation or his or her
3 designee, and the Director of the Illinois Power Agency or
4 his or her designee, the Chair of the Illinois Commerce
5 Commission or his or her designee, the Chair of the
6 Illinois Pollution Control Board and his or her designee,
7 and the director of the Housing office of the Department of
8 Human Services or his or her designee; and

9 (4) 12 ~~10~~ members appointed by the Governor who
10 represent the following interests:

11 (i) affected communities concerned with
12 environmental justice;

13 (ii) business organizations;

14 (iii) environmental organizations;

15 (iv) experts on environmental health and
16 environmental justice;

17 (v) units of local government; and

18 (vi) members of the general public who have an
19 interest or expertise in environmental justice.

20 (b) Of the initial members of the Commission appointed by
21 the Governor, 5 shall serve for a 2-year term and 5 shall serve
22 for a 1-year term, as designated by the Governor at the time of
23 appointment. Thereafter, the members appointed by the Governor
24 shall serve 2-year terms. Vacancies shall be filled in the same
25 manner as appointments. Members of the Commission appointed by
26 the Governor may not receive compensation for their service on

1 the Commission and are not entitled to reimbursement for
2 expenses.

3 (c) The Governor shall designate a Chairperson from among
4 the Commission's members. The Commission shall meet at the call
5 of the Chairperson, but no later than 90 days after the
6 effective date of this Act and at least quarterly thereafter.

7 (d) The Commission shall:

8 (1) advise State entities on environmental justice and
9 related community issues;

10 (2) review and analyze the impact of current State laws
11 and policies on the issue of environmental justice and
12 sustainable communities;

13 (3) assess the adequacy of State and local laws to
14 address the issue of environmental justice and sustainable
15 communities;

16 (4) develop criteria to assess whether communities in
17 the State may be experiencing environmental justice
18 issues; ~~and~~

19 (5) recommend options to the Governor for addressing
20 issues, concerns, or problems related to environmental
21 justice that surface after reviewing State laws and
22 policies, including prioritizing areas of the State that
23 need immediate attention; and -

24 (6) review any state implementation plan to comply with
25 the United States Environmental Protection Agency Clean
26 Power Plan and provide comments to the Illinois

1 Environmental Protection Agency before submittal to the
2 United States Environmental Protection Agency for approval
3 and the Illinois Environmental Protection Agency shall
4 respond to the comments and make modifications to the plan
5 in response.

6 (e) On or before October 1, 2011 and each October 1
7 thereafter, the Commission shall report its findings and
8 recommendations to the Governor and General Assembly.

9 (f) The Environmental Protection Agency shall provide
10 administrative and other support to the Commission.

11 (Source: P.A. 97-391, eff. 8-16-11.)

12 Section 99. Effective date. This Act takes effect upon
13 becoming law.